

Attorney's Docket No.: 10559-494001 / P11786

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : James R. Trethewey  
Serial No. : 09/955,469  
Filed : September 18, 2001  
Title : LOAD BALANCING AND FAULT TOLERANCE FOR SERVER-BASED SOFTWARE APPLICATIONS

Art Unit : 2812  
Examiner : Unknown

**BOX MISSING PARTS**

Commissioner for Patents  
Washington, D.C. 20231

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION

In response to the Notice to File Missing Parts of Application under 37 CFR §1.53(b) mailed October 18, 2001 (copy enclosed), Applicant as a large entity submits herewith the following:

- ☒ Payment of the basic filing fee of \$740;
- ☒ Payment of the additional/multiple dependent claims fees of \$440;
- ☒ Check in payment of \$130 surcharge for filing the basic filing fee and/or declaration on a date later than the filing date of the application;
- ☒ Combined Declaration and Power of Attorney in compliance with 37 CFR §1.63; and
- ☒ Substitute Informal Drawings in compliance with 37 CFR § 1.84.

It is understood that this perfects the application and no additional papers or filing fees are required. Please apply any other charges or credits to Deposit Account No. 06-1050.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D C 20231

December 5, 2001

Date of Deposit

Signature

Debra L. Miedema

Typed or Printed Name of Person Signing Certificate

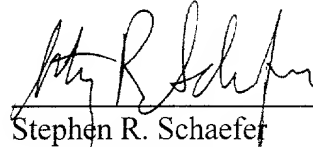
09/955,469 "011602

Applicant : James R. Trethewey  
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Respectfully submitted,

Date: 5 Dec. 2001

  
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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/955,469	09/18/2001	James R. Trethewey	10559-494001/P11786



SCOTT C. HARRIS  
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CONFIRMATION NO. 7738

FORMALITIES LETTER



\*OC000000006929280\*

Date Mailed: 10/18/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

01/22/2002 NMCHAMM 00000150 0615 17:55-01

FILED UNDER 37 CFR 1.53(b)

01:105  
02:101  
03:103  
04:102  
4.00 CH 80.00 DP

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$440.
  - \$360 for 20 total claims over 20.
  - \$80 for 1 independent claims over 3.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 1280.

The application is informal since it does not comply with the regulations for the reason(s) indicated below

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm ( 5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice MUST be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/24/03 16:44:00